

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Simonsen et al.
Serial No. : 10/611,795
Filed : June 30, 2003
Title : Stabilization of Granules
Examiner : Brian P. Mruk
Group Art unit : 1751

DECLARATION OF OLE SIMONSEN, ERIK KJAER MARKUSSEN, HANNE ROJEL, SVEND KAASGAARD, THOMAS HONGER CALLISEN, CHRISTIAN ISAK JORGENSEN AND TOMAS TAGE HANSEN UNDER 37 C.F.R. 1.131

Commissioner for Patents
P.O.Box 1450
Alexandria, VA 22313-1450

Dear Sir:

We, Ole Simonsen, Erik Kjaer Markussen, Hanne Rojel, Svend Kaasgaard, Thomas Honger Callisen, Christian Isak Jorgensen, hereby declare and state as follows:

1. We, Ole Simonsen, Erik Kjaer Markussen, Hanne Rojel, Svend Kaasgaard, Thomas Honger Callisen, and Christian Isak Jorgensen, are the named inventors on the above-identified application ("the present application") and are informed as to the prosecution of the present application, particularly the present pending claims as set forth in Exhibit 1 attached hereto. Work reported in the present application was actually performed in Denmark, a GATT/TRIPS/WTO member country, prior to April 4, 2002.

2. For instance, attached as Exhibit 2 is a true and correct copy of an internal Novozymes A/S report [invention sheet] in English, prepared by the inventor Ole Simonsen in the ordinary course of business of his employment with Novozymes A/S and kept by him in the ordinary course of business, dated prior to April 4, 2002, reporting work of the named inventors done by inventor Ole Simonsen or under his direction, supervision or control, in the ordinary course of business of Novozymes A/S, prior to April 4, 2002. For example, the report parallels test examples in the present application

and provides, inter alia, a granule comprising a core matrix and one or more coatings, wherein the core matrix comprises: a) an active compound; b) a synthetic polymer in an amount of 0.1 to 10 % by weight of the core matrix; and c) antioxidant or reducing agent in an amount of 0.2 to 5 % by weight of the core matrix.; and a process for preparing a granule, comprising the steps of for preparing a granule, comprising the steps of:

a) preparing a core matrix comprising an active compound; a synthetic polymer in an amount of 0.1 to 10 % by weight of the core matrix; and antioxidant or reducing agent in an amount of 0.2 to 5 % by weight of the core matrix; and b) applying one or more coating to said core matrix.

3. I, Tomas Tage Hansen, can corroborate receipt of the report [invention sheet] before April 4, 2002. I am Director of Formulation Development at Novozymes A/S, and in the ordinary course of my employment with Novozymes A/S regularly receive, read and understand, in English, reports [invention sheets] from inventors, such as reports [Invention sheets] from inventor Ole Simonsen; and hereby confirm that I received, read and understood in English in the ordinary course of my employment with Novozymes A/S the report [Invention sheet] of Exhibit 2 prior to April 4, 2002.

4. Accordingly, embodiments of the invention were actually reduced to practice, prior to April 4, 2002, in Denmark, a GATT/TRIPS/WTO member country, and there was corroboration thereof of a person who was not an inventor, prior to April 4, 2002, in Denmark, a GATT/TRIPS/WTO member country.

5. We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, section 1001, of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing thereon.

15/12/05
Date



Tomas Tage Hansen

14-DEC-2005

Date


Ole Simonsen15-12-2005


Date


Erik Kjaer Markussen15-12-2005

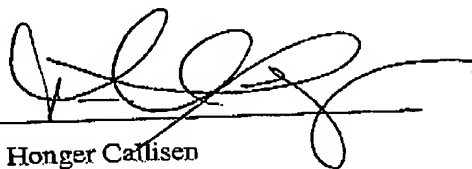
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Hanne Rojel15-DEC-2005

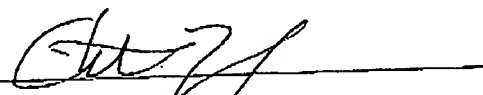
Date


Svend Kaasgaard13-DEC-2005

Date


Thomas Honger Callisen14-DEC-2005

Date


Christian Isak Jorgensen